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Individuals

OLC-78-3163/1

13 October 1978

DCI

MEMORANDUM FOR : Director of Central Intelligence

VIA : Deputy Director of Central Intelligence
Legislative Counsel

SUBJECT : Letter of Protest to HSCA Chairman

It is proposed that the attached letter of protest be forwarded to Chairman Stokes of the House Select Committee on Assassinations. The Committee's subpoena is at least irresponsible and certainly contrary to the norms that should be observed in an investigation of this sort. I am certain that this action was taken on the advice of Mr. Blakey, Chief Counsel and Staff Director. The statement in the letter about the attitude of the staff is not lightly introduced into the letter and probably should be made a matter of record at this point. If the letter is a bit stiff it is because of the feeling that such an approach is indicated on this incident.

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[Redacted Signature Box]

S. D. Breckinridge

Attachment

Distribution:

- 1 - DCI w/att
 - 1 - DDCI w/att
 - 1 - ER w/att
 - 1 - Legislative Counsel w/att
 - 1 - S.D. Breckinridge w/att
 - 1 - OLC/Subject w/att
 - 1 - OLC/Chrono w/o att
- This document may be downgraded to unclassified when detached from attachment

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EXECUTIVE SECRETARIAT (O/DCI) OK

Routing Slip

TO:		ACTION	INFO	DATE	INITIAL
	1 DCI		✓		
	2 DDCI		✓		
	3 DD/RM			841	
	4 DD/NFA			8/11/78	
	5 DD/CT			AK	
	6 DD/A			MP	
	7 DD/O				
	8 DD/S&T				
	9 GC				
	10 LC		✓		
	11 IG				
	12 Compt				
	13 D/PA				
	14 D/EEQ				
	15 D/Pers				
	16 AO/DCI				
	17 C/IPS				
	18 D/Security		✓		
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SUSPENSE DATE:

Remarks:

Executive Secretary

Date

3637 (4-78)

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DCI

78-1250/6

6 OCT 1978

OLC 78-0289/K

The Honorable Birch Bayh, Chairman
Select Committee on Intelligence
United States Senate
Washington, D.C. 20510

Dear Mr. Chairman:

Your letter of 21 April 1978 asked that a report listing the Agency's existing paramilitary stocks and projected acquisitions be provided together with an explanation as to why these acquisitions are necessary. The attached report is in response to this request.

As you know, the Central Intelligence Agency's 1979 Budget contains no funds for procurement of ordnance for the paramilitary stockpile. The Office of Management and Budget is currently examining our proposed 1980 program, and we will be prepared to discuss fully any request for ordnance procurement during the hearings early next year.

If there is any need for further discussion of the details presented in the enclosure, we will be happy to pursue this further with your staff.

Yours sincerely,

/s/ Stansfield Turner

STANSFIELD TURNER

Enclosure

Distribution:

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2. Signature Signer

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Next 1 Page(s) In Document Exempt

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Excerpt from OLC Daily Log 4 October 1978
Re OLC 78-5374

OLC #12-5374/1

The DCI and the Legislative Counsel met with Representative Charles Rose to discuss his letter on the information not supplied by us to support NIE 4-1-78. The Director spoke to the sensitivity of the source and apologized for giving the Congressman such short notice of our inability to comply with his request for testimony on the issue. Mr. Rose explained his concerns in the matter and seemed to understand the Director's difficulty with the source. Both the Director and Mr. Rose agreed on the importance of continuing communication to avoid similar mix-ups in the future.

DGT

FILE - w/ INCOMING

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SF.

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EXECUTIVE SECRETARIAT (O/DCI)

Routing Slip

TO: *hsci*

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10	LC	✓			
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17	C/IPS				
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SUSPENSE DATE: *4 Oct*

Remarks:

To 10 - Please prepare response for DCI signature.

[Signature]
Executive Secretary
13 Sept 78
Date

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MICHAEL J. O'NEIL, CHIEF COUNSEL

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A78-1726
ROOM H-405, U.S. CAPITOL
(202) 225-4121

U.S. HOUSE OF REPRESENTATIVES

PERMANENT SELECT COMMITTEE ON INTELLIGENCE

WASHINGTON, D.C. 20515

78-6452

September 28, 1978

OLC #78-5371

Honorable Stansfield Turner
Director of Central Intelligence
Washington, D. C. 20505

Dear Admiral Turner:

My staff principal canceled a meeting which was to have occurred at 9:30 this morning with NFAC and DDO representatives. This became necessary because at 9:15 the CIA Office of Legislative Counsel called to say that a decision had been made to exclude staff from the meeting, and that they would brief me alone.

This restriction, imposed fifteen minutes before the scheduled meeting, is entirely inconsistent with the relationship that ought to exist between the Committee and the DCI. The following background makes that evident:

At the Subcommittee on Evaluation hearing of September 20, the witness, [] explained that differences between NIE 4-1-78 and earlier departmental estimates resulted from several changes in the approach to the analysis, and that "important new evidence of a sensitive nature" confirmed the new estimate of Warsaw Pact preparation time. (As you know, the Subcommittee staff had prepared a detailed critique of NIE 4-1-78, which faulted it for not clearing the air with regard to previous warning estimates.)

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Referring to his assertion about the "important new evidence," I asked [] to share this new material that confirmed the NIE's judgments. When he responded that it was "compartmented information" and that not everyone in the room would be cleared for it, I asked that he instead provide the information to the Subcommittee. The following day--fully a week ago--the Office of Legislative Counsel and my staff arranged for a briefing on this material for 9:30 this morning.

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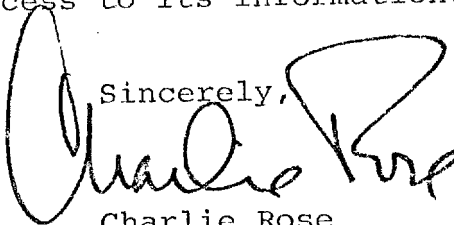
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It is evident from the above that the sudden, seemingly arbitrary decision not to provide the information to my staff effectively prohibits the Subcommittee from fully evaluating your [] explanation of the NIE's judgments. Furthermore, it impedes the Subcommittee's efforts to assist the Program and Budget Subcommittee in its study of HUMINT. Most importantly, this action constitutes an unacceptable denial of the access which this Committee requires in order to carry out its responsibilities.

I would appreciate you giving this matter your attention. While I appreciate the problem of the "need to know principle," I also recognize that effective evaluation and oversight of the intelligence community cannot be performed if we are not provided access to its information.

Sincerely,



Charlie Rose
Chairman,
Subcommittee on Evaluation

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Executive Registry
78-3212

DCI

OLC # 78-5408

4 OCT 1978

MEMORANDUM FOR THE RECORD

SUBJECT: Telephone Conversation with Deputy Secretary
of Defense Charles Duncan, 3 October 1978

On 3 October, the Deputy Secretary of Defense called me. He is going to Corpus Christi, Texas, on a base closure issue. Senator Bentsen, who has an interest in the area, asked to have [redacted] our former employee, go with him as the Senator's representative. The Deputy Secretary wanted to know if that caused me any problems. I said no, I had no intention or desire to cause difficulties for [redacted] in his new employment. I did not feel he was trustworthy of holding classified material, however, but this mission didn't appear to have any classified connotations.

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St
STANSFIELD TURNER
Director

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[redacted]

cc: DDCI
Legislative Counsel
Director of Security

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